



THOMAS J. PASTUSZKA
CLERK

County of San Diego

AIR POLLUTION CONTROL DISTRICT HEARING BOARD

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STATEMENT OF PROCEEDINGS SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD Regular Meeting, Thursday, March 12, 2009

ADMINISTRATIVE ITEM:

- A. Approval of Minute Orders for January 22, 2009

ACTION: APPROVED AS AMENDED

- B. Submission and Review of "Increments of Progress" pertaining to Petition No. 4265

ACTION: ACCEPTED

- C. Submission and Review of "Proposed Increments of Progress" pertaining to Petition No. 4073

ACTION: ACCEPTED

- D. Board Discussion of re-opening Petition No. 4241, Darby's Paint and Autobody, Inc.

ACTION: THE BOARD DIRECTED THE CLERK TO PLACE A PUBLIC NOTICE TO REOPEN PETITION NO. 4241

- E. Board Discussion of the possibility of the District filing an Order of Abatement towards Petition No. 4241

ACTION: THE BOARD DIRECTED THE DISTRICT TO FILE AN ORDER OF ABATEMENT TOWARDS PETITION NO. 4241

Petition No.

- 4275 ML SELLERS PROCESSING AND DISTRIBUTION CENTER:** Requests for a Regular Variance (filed January 30, 2009) from Rule 21, Condition 19, pertaining to Permit to Operate No. 982198, involving a natural gas-fired internal combustion co-generation engine, at a mail processing and distribution center, that cannot meet its annual source testing requirement because of mechanical breakdown, at a United States Post Office owned, co-generation power plant, located at the 11251 Rancho Carmel Drive, San Diego, CA 92199.

ACTION: GRANTED WITH CONDITIONS

- 4278 CANYON ROCK:** Requests for the Interim Variance hearing portion of an Interim/Regular Variance (filed March 5, 2009) from District Rule 21, as it applies to Condition 6, of Permit to Operate 930742, involving a failed source test showing excess particulate emissions from a drum-mix asphalt plant, with a fabric filter baghouse, at an asphalt producing company located at 7500 Mission Gorge Road, San Diego, CA 92120.

ACTION: GRANTED WITH CONDITIONS

The Regular hearing portion of this Variance will be heard on April 9, 2009

LAST MATTER OF BUSINESS:

Opportunity for members of the Public to speak to the Board on any subject matter within the Board's jurisdiction but not as an item on today's Agenda.

ACTION: ED BADRAK AND BERNARD VEINBERGS SPOKE TO THE BOARD ON BEHALF OF PETITION NO. 4241, DARBY'S PAINT AND AUTOBODY, INC., CONCERNING A POSSIBLE VIOLATION OF A BOARD ORDER ISSUED BY THE AIR POLLUTION CONTROL DISTRICT HEARING BOARD.